

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

PHILIP MORRIS USA INC.,

Plaintiff,

v.

ROGERS, *et al.*,

Defendants.

NO.: CIV.S.02-2619 WBS
(terminated May 27, 2003)

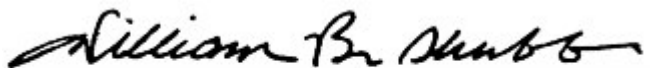
**[PROPOSED] ORDER
ANNULLING BOND AND
EXONERATING SURETY**

The Honorable William B. Shubb

Plaintiff Philip Morris USA Inc. requests that the Court annul the bond filed in this action with regard to the Court's issuance of a Temporary Restraining Order, Order Expediting Discovery on January 6, 2003 and exonerate the surety with regard to such bond. The case was terminated on May 27, 2003 and the original purpose for which security was filed has been resolved without any liability having been incurred. Good cause having been shown,

IT IS HEREBY ORDERED THAT, the Court exonerates the surety bond in the amount of \$3,000, originally posted with the Court by Plaintiff Philip Morris USA Inc. on January 8, 2003. The bond is annulled and the surety with regard thereto is exonerated. No notification to terminated parties is required.

DATED: May 2, 2005



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE